

HOUSE BILL No. 1138

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-6.

Synopsis: County election boards. Provides the following beginning January 1, 2004: (1) That an appointed member of a county election board or a board of elections and registration may not be a member of a candidate's committee. (2) That the circuit court clerk may not be a member of a candidate's committee other than the clerk's own candidate's committee.

Effective: July 1, 2003.

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January 7, 2003, read first time and referred to Committee on Elections and Apportionment.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1138

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-6-5-3 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2003]: Sec. 3. **(a)** A person who is a candidate
3 for elected office **or, beginning January 1, 2004, a member of a**
4 **candidate's committee** may not be appointed as:

5 **(1)** a member of a county election board;

6 **(2)** a proxy of record **for a member under section 4.5 of this**
7 **chapter; or**

8 **(3)** an alternate proxy of record ~~for the~~ **a member under section**
9 **4.5 of this chapter.**

10 **(b)** If an appointed member, a proxy, or an alternate proxy becomes:

11 **(1)** a candidate for elected office; **or**

12 **(2)** **beginning January 1, 2004, a member of a candidate's**
13 **committee;**

14 the member, proxy, or alternate proxy may not continue to serve on the
15 county election board. ~~In addition,~~

16 **(c)** An appointed member, a proxy, or ~~an~~ alternate proxy may not



1 hold elected office while a ~~member~~ serving on the county election
2 board.

3 (d) The circuit court clerk may not be a member of a
4 candidate's committee other than the clerk's own candidate's
5 committee.

6 SECTION 2. IC 3-6-5.2-4.5 IS ADDED TO THE INDIANA CODE
7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2003]: Sec. 4.5. (a) This section applies beginning January 1,
9 2004. A person who is a candidate for elected office or a member
10 of a candidate's committee may not be appointed as a member of
11 the board.

12 (b) If an appointed member becomes a:

13 (1) candidate for elected office; or

14 (2) member of a candidate's committee;

15 the member may not continue to serve on the board.

16 (c) An appointed member may not hold elected office while a
17 member of the board.

18 (d) The circuit court clerk may not be a member of a
19 candidate's committee other than the clerk's own candidate's
20 committee.

21 SECTION 3. IC 3-6-5.4-4.5 IS ADDED TO THE INDIANA CODE
22 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
23 1, 2003]: Sec. 4.5. (a) This section applies beginning January 1,
24 2004. A person who is a candidate for elected office or a member
25 of a candidate's committee may not be appointed as a member of
26 the board.

27 (b) If an appointed member becomes a:

28 (1) candidate for elected office; or

29 (2) member of a candidate's committee;

30 the member may not continue to serve on the board.

31 (c) An appointed member may not hold elected office while a
32 member of the board.

33 (d) The circuit court clerk may not be a member of a
34 candidate's committee other than the clerk's own candidate's
35 committee.

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